

**D.B. SPECIAL APPEAL (WRITS) NO.74/2006
(Radhey Shyam & Ors. Vs. State & Ors.)**

Date of order : 26.7.2006

HON'BLE MR. JUSTICE RAJESH BALIA
HON'BLE MR. JUSTICE GOPAL KRISHAN VYAS

Mr. K.R. Saran, for the appellants.
Mr. Vijay Bishnoi, for the respondent.
Mr. L.R. Upadhyay, Dy. Govt. Advocate.

Having heard learned counsel for the parties, we are satisfied that no case is made out for interference in this appeal. The appellants also appear to be busy-body and want to prosecute the Sarpanch for personal cause on the complaint that Gram Panchayat has allotted land of some third parties by considering it to be the Gram Panchayat land. An enquiry was conducted on the ground that by mistake the Gram Panchayat has issued the patta of plot not owned by it in favour of Ladu Ram and on having come to know about this mistake the patta of the said land was taken over by the Gram Panchayat and had initiated proceedings for its cancellation. As such the Divisional Commissioner also opined that no loss has been caused to any third party and the enquiry against the Sarpanch was dropped.

otherwise also, the appellants cannot be

permitted to have any say on the result of the enquiry conducted by the Divisional Commissioner in the matter.

The appeal fails and is hereby dismissed.

(GOPAL KRISHAN VYAS), J.

(RAJESH BALIA), J.

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